

1785. All the act, except the part between inverted commas above, is obsolete.]

Passed 21st September, 1785.—Recorded in Law Book, No. III. pa. 46. (f)

(f) The road here directed, being surveyed and laid out in part, was confirmed in council, on the 24th of November, 1787; to wit, from the widow Miller's spring, through Shippensburg, as far as the town of Bedford, but a review was ordered of the other part from Bedford to Pittsburg. By a resolution of the General Assembly, of the 21st of November, 1788, the Executive was authorized to draw for the amount of the expenses to be incurred in making that review; by an order of Council of the 14th of March, 1789, the surveyors were accordingly appointed; and on the 26th day of May, 1790, they presented their report. (Note to former edition.)

## CHAPTER MCLXXII.

An ACT for regulating the measurement of corn and salt imported into the port of Philadelphia. (g)

SECT. I. WHEREAS, by an ordinance of the late corporation of the city of Philadelphia, a measurer of corn and salt was appointed, with certain powers and under certain regulations, which have been variously exercised and attended to since the revolution, but without any express provision by law, and it is necessary to establish such an officer, and to prescribe his duties and power:

SECT. II. *Be it therefore enacted, and it is hereby enacted by the Representatives of the Freemen of the commonwealth of Pennsylvania, in General Assembly met, and by the authority of the same,* That there be appointed, by the Supreme Executive Council of this commonwealth, some proper and discreet person, to be the measurer of all kinds of corn and salt imported or brought into the port and city of Philadelphia for sale; which officer, before he enters on the duty of the office, shall take and subscribe, before one of the Judges of the court of Common Pleas for the county of Philadelphia, an oath or affirmation, that he will, in all things, well and faithfully execute the office of measurer of corn and salt within the city and port of Philadelphia, according to the best of his knowledge and ability, and the directions contained in this act.

SECT. III. *Be it further enacted by the authority aforesaid,* That the duty of the said officer shall be,

To provide, at his own cost, a sufficient number of barred half bushel measures for corn, and unbarred half bushel measures for salt, made of dry well seasoned white oak, and to have the same compared with and regulated by the public standard half bushel measure kept in the city of Philadelphia, at least twice in every year that the same shall be used:

To employ a sufficient number of able bodied and trusty persons, to act as his deputies, in the measuring and striking all kinds of corn

(g) On the 28th of March, 1788, an act was passed, by which the measurer of corn and salt is also made the measurer of imported coal; and pro-

vision is made for the admeasurement of lime, in disputed cases. (chap. 1230.) (Note to former edition.)

A measurer of corn and salt to be appointed.

His oath of office.

The duty of the measurer; to provide measurers;

to employ deputies;

and salt, which have been imported and brought into the city or port of Philadelphia for sale, which deputies, before they shall take upon themselves to measure any corn or salt, shall take and subscribe, before one of the said Judges, the like oath or affirmation herein before mentioned. 1785.

That the said officer shall, upon notice to him given, in writing, that any ship, shallop or vessel, boat, cart or waggon, hath imported or brought into the city or port any corn or salt, and that the same is sold and ready to be delivered to the purchaser, send one or more of his deputies, within two hours, to measure the same; which deputy or deputies, taking with them a sufficient number of the said half bushel measures, therewith shall well and faithfully measure the same, and forthwith deliver to the seller an account of the number of bushels by him measured and delivered, and a duplicate thereof to the buyer; and shall every day, on which he shall measure any corn or salt, return to the said officer an account of the whole quantity by him measured, with the name of the seller and buyer, and the ship, vessel, boat, cart or waggon, from which the same was delivered.

The officer shall keep a fair book, in which he shall register the date, names of the sellers and buyers, the quantity and species of the corn and salt measured; which book shall be open for the inspection of the sellers and buyers, at any time when they shall have occasion to refer to the same.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the said officer, for keeping the said measures and registry, and performing the other duties hereby enjoined, shall be entitled to demand, receive and recover, from the buyers of all kinds of corn and salt, after the rate of nine-pence for every one hundred bushels thereof, bought and sold within the city and port of Philadelphia, and no more.

SECT. V. *And be it further enacted by the authority aforesaid,* That the deputy-measurers aforesaid shall be entitled to demand, receive and recover, of and from the sellers of all kinds of corn, which they or any of them shall measure, by filling and striking the measures, after the rate of one shilling and six-pence for every one hundred bushels, and no more; and for all salt which the sellers shall cause to be filled into the measures, and the said deputies shall strike and keep an account of, after the rate of one shilling for every hundred bushels, and no more.

SECT. VI. *And be it further enacted by the authority aforesaid,* That upon complaint made by any two dealers in corn or salt, dwelling in the city of Philadelphia, the township of the Northern-Liberties, or district of Southwark, to the Supreme Executive Council, that the officer hereby directed to be by them appointed shall have misbehaved himself in, or neglected the duty of his office, they shall summon him and the complainants to appear before them, and if he shall neglect or refuse to appear, or upon hearing, the complaint against him shall appear to be well founded, they shall remove him from the office, and appoint another in his place, and so as often as such complaints shall be made against the officer for the time being.

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or his deputies,

Limitation, as to places, of the powers of the measurer.

SECT. VII. *And be it further enacted by the authority aforesaid,* That upon a like complaint, to be made to two of the Justices of the court of Common Pleas for the county of Philadelphia, that any of the deputies of the said officer has misbehaved himself, or neglected his duty, the said two justices shall, in like manner, summon the party complained of, and if they see cause deprive him of the office of deputy-measurer, after which he shall not be qualified to measure any grain or salt bought or sold within this city or port.

SECT. VII. *And be it further enacted by the authority aforesaid,* That nothing in this act contained shall extend, or be construed to extend, to any retailers of corn or salt, in or out of any store or the public market places in this city, township or district aforesaid, nor to entitle the said officer to the reward aforesaid, upon any corn or salt which has been once measured in manner aforesaid, and delivered into any store, warehouse or granary, in the said city, township or district.

Passed 22d September, 1785.—Recorded in Law Book No. III. page 52.

#### CHAPTER MCLXXXIV.

*An ACT to confirm to the trustees of the University of the state of Pennsylvania, divers estates therein enumerated, for the support of the said seminary; and for enabling the board of trustees of the said University to choose a new trustee, in the stead of any of their number, (not being a trustee in right of office or station,) who shall be absent from the meetings of the said corporation during the space six of months. (h)*

SECT. I. WHEREAS, by an act of General Assembly of this commonwealth, entitled "An act to confirm the estates and interests of the college, academy, and charitable school of the city of Philadelphia; and to amend and alter the charters thereof, conformably to the revolution, and to the constitution and government of this commonwealth, and to erect the same into an University," which was enacted on the twenty-seventh day of November, in the year of our Lord, one thousand seven hundred and seventy-nine, it was, for the better enabling the trustees therein named, and thereby appointed, and their successors, to effectuate the pious and praiseworthy designs of the founders, benefactors and contributors of the said seminary of learning, that it should be lawful for the Supreme Executive Council of this state to reserve such and so many of the

(h) See the various acts respecting this institution, passed on the 27th of November, 1779, by which, *inter alia*, the proprietary charter, granted to the college, academy and charitable school of the city of Philadelphia, was annulled, and the estate, &c. of the college vested in the University of Pennsylvania; the 16th of March, 1780, correcting a misnomer in the preceding act; the 6th of March, 1789, repealing so

much of the act of the 27th of November, 1779, as affects the corporate character, or divests the estate of the college, and restoring the same to the former trustees thereof; and the 30th of September, 1791, uniting the University and the college, under the name of the University of Pennsylvania. [Vol. 1, page 474, 502.] (Note to former edition.)